1	Fage 1	73	1.6/3e11
1	A. Pena		
	A. No.	1 2	A. Pena
	Q. Who is your current supervisor at the		Q. Isn't it a fact that you are currently
	garage right now?	3	working eight hours per day?
	A. Mr. Raj.	4	A. Now. yes.
100	Q. What hours does Mr. Raj work?	5	Q. When did you start working eight hours
1 +	A. He passes by to pick up the reports.	6	a day?
	Sometimes he passes by in the morning, sometimes	7	A. This year, 2007.
1 12	he passes by at night.	8	Q. When in 2007?
En	Q. Does Mr. Raj actually work at the	u 1 o	A. I don't know exactly.
l fier	Parano or just name but he	1.0	Q. Besides you, does anyone else work at
112	garage, or just pass by the garage to pick up the reports?	1.1	the garage with you?
154		12	A. One other person, yes.
1130	 He doesn't work in the garage. He just picks up the reports. 	13	Q. Who is that?
100	O What have t	1.4	A. I worked with Juan
100	Q. What hours do you work?	1.5	MR. FAILLACE: I'm going to object
Pa	A. Twelve hours a day.	16	for vagueness. I think there is a need
1500	Q. When do you start work?	17	for clarification. He's not
pari,	A. I started working from seven a.m. to	18	understanding the time period you are
10	ac sen fam.	19	asking.
	Q. How long have you worked from seven	20	MR. WALKER: Right now.
	a.m. to seven p.m.?	21	A. Right now, who I work with?
	A. I worked that shift for about two	2.2	Q. Yes.
	years. Sometimes I had to cover vacation or	23	A. Sometimes I work with Pedro Brito, Juan
Di II	something like that for another employee.	24	Lorenzo, Pedro Breton. There are two other
	Covering shifts.	25	persons, but I don't remember the names.
	Pep-iting - Worldwide 877-707-9580	T	SG Reporting - Worldwide 4-1-2001-2015
	Page 1	ė.	Pagis in
0.0	A. Pena	1	No. Commercial Commerc
10			
1	Q. How many of these employees that you	5	A. Pena
1	Q. How many of these employees that you just named work during all or part of the shift	10 Dich. 14	Q. During 2007 when you have been working
	just named work during all or part of the shift	3	Q. During 2007 when you have been working from four p.m. to midnight, what other employees
i i	just named work during all or part of the shift that you work?	# 000 000 Hg	Q. During 2007 when you have been working from four p.m. to midnight, what other employees would be at the garage during that time?
	that you work? A. I work with them because I started four	94.5	Q. During 2007 when you have been working from four p.m. to midnight, what other employees would be at the garage during that time? A. Jose Suazo.
X.	that you work? A. I work with them because I started four p.m. until twelve. They are the ones that do the	0.4 5.6	Q. During 2007 when you have been working from four p.m. to midnight, what other employees would be at the garage during that time? A. Jose Suazo. Q. Anyone else?
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16 16	that you work? A. I work with them because I started four p.m. until twelve. They are the ones that do the day shifts there are other people that relieve also. That relieve us.	0745078	Q. During 2007 when you have been working from four p.m. to midnight, what other employees would be at the garage during that time? A. Jose Suazo. Q. Anyone else? A. I worked also with Diroche Colon. Q. Anyone else?
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with your? A. No. sir. Q. Your testimony is you do not eat at the garage? A. No, sir. I have no time. Q. Do any of the employees you work with take lunch? A. No. Q. Is it your testimony that during 2007. A. No. Sage Parking Garage that you have never taken a limit product of add 2007. A. Yes, sir. Q. When you started work for the company of the employees you work with limit product of a limit product of the company of the compa		
Corp. document signed by Angelo Pena, marked for identification, as of this dict. Q. bit. Pena, I'on showing you what has been marked as Defendants' Exhibit 1 flow identification. I ask if you have ever seen that document. A. This document I saw it. But the only it mine I signed it, they didn't tell me what it was. Q. Did you read the document befare you signed it. How didn't tell me what it was. Q. Did you understand the Spanish that is written there? A. Yes, sir. Q. Do you know who Chris Charez is? A. Yes, sir. Q. Do you know any emplayee named Chris? A. Ves, sir. Q. Do you know who Chris Charez is? A. I don't know. I used to go to work and I didn't ask to many questions about people's names. MR. FALLACE: Objection. Already answered. Q. Did any emplayee ever read to you fand document schat you don't read? A. No. sir. Q. Daring any shift that you've worked at the garage, have your shift, you have never left the garage, chave your shift, you have never left the garage, chave your shift, you have never left the garage, chave your shift, you have never left the garage. A. No. sir. Q. Do you be food? A. No. sir. Q. Do you be food and the garage? MR. FALLACE: Objection. The interest has been that the garage? MR. Fallace and break? A. No. sir. Q. Do you work at that garage? A. No. sir. Q. Do you be food? A. No. sir. Q. Do you work at that garage? A. No. sir. Q. Do you wor		7.2 Page 23
marked for identification, as of this date.) Q. Mir. Penn, I'm showing you what has been marked as Defendancy Exhibit I for identification. I ask if you have ever even that decreased. A. His document I saw it. But the only ime is ispend it, they didn't tell me what it was. Q. Did you read the document before you signed it. He you who Chris Chorez is? A. No. Q. Is the document written in both English and Spanish? A. Yes, sir. Q. Do you know who Chris Chorez is? A. Yes, sir. Q. Are you find custom of signing disconnent that you don't reading disconnent that you don't read? A. No. sir. Q. But you signed this one without reading disconnent that you don't read? A. Penn been employed by the company, have you taken any sick days? A. No. sir. Q. Doring any shift that you've worked at the garage, have your -during to hur for garage, have your -during 2007, have you ever tell fee garage, have your -during 2007, have you ever tell fee garage, have your -during you work at that garage? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage with you? A. No. sir. Q. Do you bring any tunels to the garage? A. No. sir. Q. Do you bring any tunels to the garage? A. No. sir. Q. Do you bring any tunels to the garage? A. No. sir. Q. Do you bring any tunels to the garage? A. No. sir. I have not time. Q. Do any of the comployees you work with the tunels? A. No. sir. I have not time. A. Him not sure because they would— A. Penn no. Q. Do any of the camployees you work with the tunels? A. No. sir. I have not time. A. Him not sure because they would— A. Penn no. Q. Do any of the camployees worked at the co	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
date.] Q. Bit. Pena. I'sa showing you what has been marked as Defendants' Exhibit I for identification. I ask if you have ever seen that deturnent. A. His document I saw it. But the only time i signed it, they didn't tell me what it was. Q. Did you rend the document before you signed it. A. No. Q. It is the document wristen in both English and Spanish? A. No. Q. Do you know who Chris Chorez is? A. No. It don't have. I used to go to work and I didn't ask no many questions about people's names. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. MR. FAILLACE: Objection. Aleady answered. Q. Voi can answer it. A. No. Sir. Q. During namy shift that you've worked at the garage. A. No. Sir. Q. During namy shift that you've worked at the garage? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and Chris? A. No. Sir. Q. Do you know any employee and the partiest and the garage and the form of the garage and the form of the garage and the form of the garage and the form	purked for identification of Calif	
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Page 30	Purpor 13
A. Pena	
Q. You testified that you were paid more	A. Pena know. Nine something. Now in 2007.
for overtime hours; is that correct?	Q. Do you know how much you were paid for
A. Yes, sir.	overtime hours in 2006?
Q. I'm trying to find out how much more	5 A. I don't know. I started about 5.15.
you were paid for your overtime hours than your	6 And then they raised it according to what the
regular hours. Are you paid more per hour for	state said.
your overtime hours than your regular hours?	Q. During the entire time that you have
A. Of course,	been employed by the company, have you received
Q. How much more are you paid for your	more for overtime hours than for regular hours?
overtime hours per hour than your regular hours?	11 A. No.
A. I don't know exactly.	12 Q. During what period of time did you not
Q. Is it more than \$9 per hour?	13 receive more for overtime hours?
i.i. A. No.	14 A. In all of them.
Q. As you sit here today, you do not know	15 Q. Other than 2007?
the amount that you are paid for overtime hours?	16 A. I'm still working I'm working six
MR. FAILLACE: Objection, You're	days a week, eight hours a day, 48 hours. And
not giving him a time frame.	18 they still put 40 hours at one rate and eight
MR. WALKER: 2007.	19 hours at another rate. They pay me more regular
MR. FAILLACF: Make it clear to	20 time than overtime.
him.	Q. So on your paycheck, there is 40 hours
A. 2007, they paid 6.75.	at one rate; is that correct?
Q. Do you know how much more they paid per	A. Can you specify a little more the
nour for overtime hours in 2007?	24 question? Can you break it down?
A. Like nine nine something. I don't	Q. Is it a fact that you're paid one rate.
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Page 32	Practice on the
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A. Pena	I A. Pena
the minimum wage, for your regular hours?	I A. Pena
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Page	3.4	France of
A. Pena	1	A. Pena
Q. How many times in 2006 did they give	2	is that correct?
you cash?	3	A. No, sir.
A. I don't remember because those are	-4	Q. You have received cash during 2007?
and the supervisor didn't but	5	A. No, sir.
a state of the stiff. I would ask him about it	(5)	Q. So your testimony is that you have not
And he found out hours are missing, so I would get it in eash.	7	received cash in 2007?
Q. How many times during 2006 did that	8	A. Yes, sir.
happen?	9	Q. And you did receive cash during 2006
A. I don't remember exactly.	11	nine or ten times? A. Yes. sir.
Q. Was it once?	12	
A. No. It was more than once.	13	Q. How much cash did you receive on each of those nine or ten occasions?
Q. It was more than twice?	14	MR. FAILLACE: Objection. He
A. Yes.	1.5	already answered.
Q. Was it more than five times?	16	
A. Like from nine to ten times, around	17	A. Between 10 and \$20 depending on the
nine to ten times.	18	amount of hours that they didn't pay me.
Q. So your testimony is that you did not	1.9	Sometimes I worked 12, 13 hours, and they just
receive cash during 2004; is that correct?	7.0	forgot to put it on the check.
Q. You did not receive any cash during	2.1	Q. After they paid you the cash, had you
2005; is that correct?	22	been paid for all of your hours?
A. Yes, sir.	24	A. No, sir.
Q. You did not receive cash during 2007;	25	Q. What hours were you not paid for?
This Experience - Worldwide 877-702-9580		A. An hour every day. The one that they SG Reporting - Worldwide 1077/2019-2019
	196	SS Reporting - Worldwide 107/2009-1019
Page 3	E.	Europea - ***
A. Pena	#	A. Pena
say was a lunch break.	1 2	paid you the 10 to \$20 per cash?
Q. Other than the lunch break that you	1	paid you the 10 to \$20 per cash? A. I'm not sure exactly because the
Q. Other than the lunch break that you were not paid for, were there any other hours that	3 4	paid you the 10 to \$20 per cash? A. I'm not sure exactly because the supervisor would give me an envelope. I don't
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Page 38 Page 39 A. Pena A. Pena after you punched your time card out? punch out? Yes. That's where I had it. A. No. 4 Q. During 2005, did you perform any work Q. Were you paid for the time you worked 4 after you punched your time card out? 5 at the second garage? A. I'm not sure if it was during 2004 or 6 6 They paid me but not all. 2005. I went -- I worked my 12 hours at one 7 How many hours did they not pay you Q. parking garage, and then I had to go to another a for? garage for another 12 hours to replace someone 9 The overtime. 10 that didn't show up. I worked a full day straight 10 Q. Is it your testimony that you were paid 11 that time. 11 regular pay for all of the hours you worked at the Q. So your testimony is you worked 12 second garage? 12 hours at one garage, and then you went to a second 13 A. Yes, sir. garage to work another 12 hours; is that correct? Q. So what you were not paid was time and 14 14 A. Yes, sir. 15 a half for the hours at that second garage; is Q. How long did it take you to get from 16 16 that correct? the first garage to the second garage? 17 A. No. sir. A. The supervisor himself took me. It was Q. What were you not paid for? 18 19 about maybe five to ten minutes. A. The extra hours. They only paid me 19 Q. Did you punch in at the second garage? 20 like it was a regular day. A. I don't remember if I did. I didn't 21 Q. But you were paid your regular minimum 22 have my card with me, because I had the card at 22 wage rate for all of those hours you worked at the 23 the other garage. When he took me, I didn't have 23 second garage? 24 the card with me. 24 MR. FAILLACE: Objection. He has Q. When you left the first garage, did you 25 answered it twice. TSG Reporting - Worldwide 877-702-9580 877-702-9580 TSG Reporting - Worldwide Page 40 Page 41 A. Pena 1 A. Pena MR. WALKER: It's unclear to me. that you worked by the company? Q. Is that correct? The City also states that after 10 4 A. Yes, sir. hours of work, the company has to pay you one hour Q. How often did that happen that you more and they didn't pay that. 6 would go from one garage to the other garage? 6 Q. Other than that and the lunch and the A. I did that maybe two or three times. 7 two or three times, were there any other hours you Q. Other than those two or three times, 8 were not paid for? were you paid for all of the hours that you worked 9 If I would be able to say my sick days. by the company? 10 Q. What do you mean your sick days? MR. FAILLACE: Objection. He has 11 Days that I have had to go to the already answered that question. doctor or one has to go to the doctor, or 12 MR. WALKER: No, he hasn't. 13 something like that, or get sick or something. 14 MR. FAILLACE: Yes, he has. He (Recess taken from 10:32 a.m. to 14 1.5 told you what hours he was paid. 15 10:48 a.m.) 16 Q. You can answer the question. 16 Q. Mr. Pena, when we took our break, the A. No. sir. 17 last question you answered is that you had said Q. Other than the two or three times when 18 you had not been paid for sick days; is that you went to work in the second garage, were there 19 correct? 20 any other hours that you were not paid for? Other 20 A. I answered that because you asked me than the cash payments? what days I wasn't paid for. I don't know if 21 A. Yes, sir. The lunch hour.Q. Other than the lunch hour and other that's what -- I don't know if that's in the 23 politics. 24 than the two or three times that you worked at the 24 Q. During 2007, how many sick days have 25 second garage, were you paid for all of the hours you taken? TSG Reporting - Worldwide 877-702-9580 877-702-9580 TSG Reporting - Worldwide

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A. Pena	1 A. Pena
A. None.	2 A. No, sir.
Q. Have you ever taken a sick day?	 Q. Since October 2003, have you traveled
A. Never. I only suggested that because I	4 outside the United States?
5 have heard about that in other companies. That's	5 A. No, sir.
6 why. It doesn't matter.	 Q. Have you taken any time off from your
Q. Isn't it a fact that you have been paid	7 job to visit any place in the United States
for sick days when you did not work?	8 outside of New York City?
 A. Never. I have never had a sick day. 	9 A. No, sir.
Q. Have you ever left your job to go to a	10 Q. Isn't it a fact since February of 2006
doctor?	11 you have been paid for your lunch hour?
2 A. No. sir.	12 MR. FAILLACE: Objection. He
3 Q. Have you ever taken any vacation days	13 already answered.
4 during the time you have been employed by the	14 MR. WALKER: No, he didn't. I
5 company?	15 never asked that question.
6 A. Day off that they give me.	16 MR. FAILLACE: You asked it
Q. Anything else?	earlier, but go ahead. You can answer it
 A. 2004 when I was in Santo Domingo for 	18 again.
19 about a month.	19 A. Can you repeat the question?
Q. When in 2004 were you in Santo Domingo?	Q. Isn't it a fact since February of 2006
A. I don't remember exactly, but I think	21 the company has paid you for your lunch hour?
22 it was during the summer.	22 A. No, sir.
Q. Since October of 2003, have you visited	Q. Isn't it a fact that prior to February
24 Santo Domingo at any other time other than the	24 of 2006 you received cash to pay for your lunch
25 trip in 2004?	25 hour?
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Page 44	Page 4
A. Pena	1 A. Pena
2 A. No. sir.	 A. Sometimes the cashier, but I always
 Q. During 2007, you testified you received 	3 deposit it in my bank account.
4 your check on Friday; is that correct?	4 Q. Where is your bank?
5 A. Yes, sir.	 A. Now I have my account at Washington
 Q. At what time of day do you receive your 	6 Mutual.
check?	Q. Is the Washington Mutual branch that
A. Whatever hour the supervisor leaves it.	8 you have your account in near the garage where you
Q. Isn't it a fact it would be after four	9 work?
10 p.m.?	10 A. No, sir. There is no bank around
A. I couldn't tell you. It's at the	11 there.
office. I just go and look for it. I never see	12 Q. Are there any restaurants near the
him when he leaves.	13 garage where you work?
Q. I understand. Isn't it a fact you	14 A. No, sir.
don't arrive at the garage until four p.m. to	15 Q. Are there any delicatessens or bodegas
16 start work?	16 near where you work?
A. I work there I arrive there at four	A. Bodega.
18 o'clock on the dot.	Q. Have you ever left your job to buy
Q. So you get your check after you arrive	19 anything at this bodega?
	20 A. No, sir.
	Q. Do you receive tips in connection with
A. I find it there, yes.	2.2
A. I find it there, yes. Q. Do you cash your check on the same day	22 your employment?
A. I find it there, yes. Q. Do you cash your check on the same day that you receive it?	23 A. Yes, sir.
A. I find it there, yes. Q. Do you cash your check on the same day that you receive it? A. No, sir.	A. Yes, sir. Q. Have you ever given these tips to any
A. I find it there, yes. Q. Do you cash your check on the same day that you receive it?	23 A. Yes, sir.